



# **RESOLUTION No. 23-077**

## **OF THE BOARD OF SUPERVISORS OF THE COUNTY OF NEVADA**

### **ACCEPTANCE OF THE NEVADA COUNTY PUBLIC HEALTH OFFICER'S REQUEST TO TERMINATE THE LOCAL EMERGENCY AND LOCAL HEALTH EMERGENCY IN NEVADA COUNTY DUE TO THE POTENTIAL INTRODUCTION OF COVID-19 IN THE COUNTY OF NEVADA. (RES. 20-062) (RES. 20-063)**

WHEREAS, the origination of the novel Coronavirus (COVID-19) in Wuhan City, Hubei Province, China in December 2019, which dramatically escalated and resulted in the World Health Organization declaring on January 20, 2020 that it constitutes a public health emergency of international concern; and

WHEREAS, on January 31, 2020, the United States Health and Human Services Secretary declared a public health emergency for the United States; and

WHEREAS, on March 4, 2020, the Governor of the State of California Proclaimed a State of Emergency to exist in California due to the current and potential impacts caused by the COVID-19 and to combat the spread of COVID-19 broadly; and

WHEREAS, on March 4, 2020, the Nevada County Director of Emergency Services proclaimed a local emergency due to the potential introduction of COVID-19 in Nevada County; and

WHEREAS, on March 5, 2020, the Nevada County Public Health Officer declared a local health emergency due to the potential introduction of COVID-19 in Nevada County deemed a threat to the public health within the meaning of Health & Safety Code section 101080; and

WHEREAS, the Board of Supervisors found that the rapid spread of COVID-19 by person-to-person contact, combined with the proximity of confirmed cases to the County of Nevada constituted a local emergency as set forth in California Government Code sections 8630 and 54956.5; and

WHEREAS, said Proclamations and Declarations were ratified by Resolution 20-062 and Resolution 20-063 of the Board of Supervisors on March 10, 2020 which is within seven days of the Declaration of a local health emergency by Nevada County's Public Health Officer and the Proclamation by the Nevada County Director of Emergency Services of a local emergency; and

WHEREAS, the Executive Office of the President of the United States announced on January 30, 2023 its intention to extend the national emergency and public health emergency declarations to May 11, 2023; and

WHEREAS, the Governor of the State of California has announced its intention to rescind the Emergency Declaration on February 28, 2023; and

WHEREAS, conditions and capacity have improved such that a local emergency and local health emergency are no longer necessary.

NOW, THEREFORE, BE IT RESOLVED that the Board of Supervisors of the County of Nevada does hereby proclaim the termination of said local emergency and local public health emergency at the end of the day on February 28, 2023.

PASSED AND ADOPTED by the Board of Supervisors of the County of Nevada at a regular meeting of said Board, held on the 28<sup>th</sup> day of February, 2023, by the following vote of said Board:

Ayes: Supervisors Heidi Hall, Edward C. Scofield, Lisa Swarthout,  
Susan Hoek and Hardy Bullock.

Noes: None.

Absent: None.

Abstain: None.

ATTEST:

JULIE PATTERSON HUNTER  
Clerk of the Board of Supervisors

By: The Board, Deputy COB, for

Edward C. Scofield  
Edward C. Scofield, Chair

2/28/2023 cc: OES\*  
PH\*



# RESOLUTION No. 20-062

## OF THE BOARD OF SUPERVISORS OF THE COUNTY OF NEVADA

### RESOLUTION PROCLAIMING A LOCAL EMERGENCY IN NEVADA COUNTY DUE TO THE POTENTIAL INTRODUCTION OF COVID-19 IN THE COUNTY OF NEVADA (4/5 AFFIRMATIVE VOTE REQUIRED)

WHEREAS, the origination of the novel COVID-19 ("Coronavirus") in Wuhan City, Hubei Province, China in December 2019, consisting of tens of thousands of cases in China that are reportedly being spread person-to-person and also being reported in a growing number of countries, including the United States; and

WHEREAS, the reported number of COVID-19 cases has escalated dramatically over a short period of time, resulting in the World Health Organization (WHO) declaring on January 20, 2020 that the outbreak constitutes a "public health emergency of international concern;" and

WHEREAS, on January 31, 2020, the United States Health and Human Services Secretary Alex M. Azar II declared a public health emergency for the United States to aid the Nation's healthcare community in responding to COVID-19; and

WHEREAS, the Center for Disease Control and Prevention (CDC) has determined that COVID-19 presents a serious public health threat; and

WHEREAS, COVID-19 cases are being reported in California, including the neighboring County of Placer; and

WHEREAS, on March 4, 2020, the Governor of the State of California Proclaimed a State of Emergency to exist in California due to the current and potential impacts caused by the COVID-19 and to combat the spread of COVID-19 broadly; and

WHEREAS, on March 4, 2020, the Nevada County Director of Emergency Services declared a Local Emergency due to the potential introduction of COVID-19 in Nevada County; and

WHEREAS, the Board of Supervisors finds that the rapid spread of COVID-19 by person-to-person contact, combined with the proximity of confirmed cases to the County of Nevada constitutes a local emergency and emergency situation as set forth in California Government Code sections 8630 and 54956.5; and

WHEREAS, the aforesaid conditions of extreme peril warrant and necessitate the Proclamation of the Existence of a Local Emergency; and

WHEREAS, these conditions are likely to be beyond the control, capacity, and resources of the services, personnel, equipment, and facilities of Nevada County, and local resources are unable to cope with the effects of said emergency; and

WIIEREAS, the aforesaid emergency necessitates the immediate expenditure of public monies to protect health, safety and property without complying with competitive bidding and other local purchasing, bidding, and procurement requirements.

NOW, THEREFORE, BE IT RESOLVED, that the Board of Supervisors of the County of Nevada, State of California hereby Confirms and Proclaims that a local emergency now exists throughout Nevada County due to the rapid spread of COVID-19 in the State of California.

BE IT FURTHER RESOLVED, that the Board of Supervisors of the County of Nevada, State of California hereby directs that:

1. The Proclamation of Existence of a Local Emergency shall be renewed and deemed to continue to exist as provided by state law or until its termination is proclaimed by the Board of Supervisors of the County of Nevada.
2. The Director of Emergency Services for the County of Nevada, is hereby designated as the authorized representative of the County of Nevada for the purpose of receipt, processing, and coordination of all inquiries and requirements necessary to obtain available State and Federal assistance.
3. During the existence of said local emergency, competitive bidding and other local purchasing, bidding, and procurement requirements related to the Local Emergency are suspended.
4. The Director of Emergency Services or his designee immediately forward a certified copy of this resolution proclaiming a local emergency to the Governor of California with a request that the Governor continue to maintain a State of Emergency for the County of Nevada.
5. During the existence of said local emergency the powers, functions, and duties of the Director of Emergency Services, or his designee, and the emergency organization of the County shall be those prescribed by state law, local ordinance and resolutions of this county approved by the Board of Supervisors, as approved by the Board of Supervisors.

PASSED AND ADOPTED by the Board of Supervisors of the County of Nevada at a regular meeting of said Board, held on the 10th day of March, 2020, by the following vote of said Board:

Ayes: Supervisors Heidi Hall, Edward Scofield, Dan Miller, Susan K. Hoek and Richard Anderson.

Noes: None.

Absent: None.

Abstain: None.

ATTEST:

JULIE PATTERSON HUNTER  
Clerk of the Board of Supervisors

By: 

  
Heidi Hall, Chair

**LOCAL EMERGENCY PROCLAMATION FOR THE COUNTY  
OF NEVADA DUE TO NOVEL CORONAVIRUS (COVID-19)**

**WHEREAS**, Government Code section 8630 authorizes the proclamation of a local emergency by the governing body of a county or an official designated by ordinance adopted by the local governing body; and,

**WHEREAS**, whenever a local emergency is declared by a local official designated by ordinance, said local emergency shall not remain in effect for more than seven (7) days unless it has been ratified by the governing body; and,

**WHEREAS**, Section A-III 2.6 of the County of Nevada Administrative Code authorizes the Director of Emergency Services of the County of Nevada ("County") to proclaim the existence or threatened existence of a local emergency whenever the County is affected or likely to be affected by a local emergency and the Nevada County Board of Supervisors is not in session; and

**WHEREAS**, on March 4, 2020, the Governor of the State of California Proclaimed a State of Emergency to exist in California due to the current and potential impacts caused by the COVID-19 and to combat the spread of COVID-19 broadly; and

**WHEREAS**, there are conditions of extreme peril to the safety of persons in the County of Nevada resulting from the novel coronavirus that originated in Wuhan, China in 2019; and

**WHEREAS**, these conditions are, or are likely to be, beyond the control, capacity, and resources of the services, personnel, equipment, and facilities of Nevada County; and

**WHEREAS**, the rapid spread of COVID-19 by person-to-person contact, combined with the proximity of confirmed cases to the County of Nevada constitutes a local emergency; and

**WHEREAS**, the Board of Supervisors of the County of Nevada is not in session and cannot immediately be called into session.

**NOW, THEREFORE, IT IS HEREBY PROCLAIMED** by the Director of Emergency Services for the County of Nevada that as of March 04, 2020, a local emergency now exists throughout Nevada County related to the novel coronavirus COVAID-19 which constitutes a public health and safety emergency; and

**IT IS FURTHER PROCLAIMED AND ORDERED** that during the existence of said local emergency the powers, functions, and duties of the Office of Emergency Services of Nevada County shall be those prescribed by state law, and by ordinances, resolutions and memorandums of understanding of Nevada County; and that this emergency proclamation shall expire 7 days after issuance unless this emergency proclamation is confirmed and ratified by the Nevada County Board of Supervisors.

Dated: March 04, 2020

Director of Emergency Services  
950 Maidu Avenue  
Nevada City, CA 95959

By: 

Steve Monaghan





# **RESOLUTION No. 20-063**

## **OF THE BOARD OF SUPERVISORS OF THE COUNTY OF NEVADA**

### **RESOLUTION RATIFYING THE DECLARATION OF A LOCAL HEALTH EMERGENCY IN NEVADA COUNTY DUE TO THE POTENTIAL INTRODUCTION OF COVID-19**

WHEREAS, the origination of the novel COVID-19 ("Coronavirus") in Wuhan City, Hubei Province, China in December 2019, consisting of tens of thousands of cases in China that are reportedly being spread person-to-person and also being reported in a growing number of countries, including the United States; and

WHEREAS, the reported number of COVID-19 cases has escalated dramatically over a short period of time, resulting in the World Health Organization (WHO) declaring on January 20, 2020 that the outbreak constitutes a "public health emergency of international concern;" and

WHEREAS, on January 31, 2020, the United States Health and Human Services Secretary Alex M. Azar II declared a public health emergency for the United States to aid the Nation's healthcare community in responding to COVID-19; and

WHEREAS, the Center for Disease Control and Prevention (CDD) has determined that COVID-19 presents a serious public health threat; and

WHEREAS, COVID-19 cases are being reported in California, including the neighboring County of Placer; and

WHEREAS, on March 5, 2020, the Health Officer for the County of Nevada issued a Declaration of Local Health Emergency for the County of Nevada, State of California, declaring that the potential introduction of COVID-19 in Nevada County is a threat to the public health within the County of Nevada; and

WHEREAS, pursuant to Health and Safety Code section 101080, the Nevada County Health Officer's Declaration of Local Health Emergency shall remain in effect for no longer than seven (7) days unless it has been ratified by the Nevada County Board of Supervisors; and

WHEREAS, the Board of Supervisors finds that potential introduction of COVID-19 within the County of Nevada as described in the Nevada County Health Officer's Declaration of a Local Health Emergency does support and justify the Health Officer's Declaration of Local Health Emergency, as set forth therein.

NOW, THEREFORE, BE IT RESOLVED, that the Board of Supervisors of the County of Nevada, State of California hereby ratifies the Nevada County Health Officer's Declaration of a Local Health Emergency, as attached hereto and incorporated herein, effectively immediately upon adoption of this Resolution.

BE IT FURTHER RESOLVED, that the Declaration of a Local Emergency shall be renewed and deemed to continue to exist as provided by state law or until its termination is proclaimed by the Board of Supervisors of the County of Nevada.

BE IT FURTHER RESOLVED, that the Nevada County Health Officer or his designee immediately forward a certified copy of this resolution to Governor of the State of California.

BE IT FURTHER RESOLVED, that the Governor of the State of California is requested to:

1. Include the County of Nevada in any emergency declaration that may be issued by the President of the United States of America;
2. Waive regulations that may hinder response, treatment, and recovery efforts;
3. Make available California Disaster Assistance Act and State Private Nonprofit Organizations Assistance Program funding.

PASSED AND ADOPTED by the Board of Supervisors of the County of Nevada at a regular meeting of said Board, held on the 10th day of March, 2020, by the following vote of said Board:

Ayes: Supervisors Heidi Hall, Edward Scofield, Dan Miller, Susan K. Hoek and Richard Anderson.

Noes: None.

Absent: None.

Abstain: None.

ATTEST:

JULIE PATTERSON HUNTER  
Clerk of the Board of Supervisors

By: 

  
Heidi Hall, Chair